

SUPREME COURT OF WASHINGTON

DAVID T. MCDONALD, RONALD TARO
SUYEMATSU ET AL.,

Petitioners,

v.

SECRETARY OF STATE SAM REED, ET
AL,

Respondents.

NO. 76321-6

DECLARATION OF NORMA WALL
IN SUPPORT OF PETITION FOR WRIT
OF MANDAMUS

I, Norma Wall, declare under penalty of perjury of the laws of the State of Washington
that the following is true and correct:

1. I am over the age of 18, am competent to be a witness herein, and make this
declaration based on my own personal knowledge.
2. I am Jeremy Wall's mother and legal guardian.
3. When appointed legal guardian for Jeremy Wall, his legal right to vote was

DECLARATION OF NORMA WALL IN
SUPPORT OF PETITION FOR WRIT OF
MANDAMUS - 1

[/N Wall DOCUMENT[1].02]

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Fax: (206) 359-9000

1 specifically reserved by the court. Attached hereto as Exhibit A are correct copies of these
2 court documents. Jeremy Wall is very aware of and engaged in current events, and it was
3 very important to him to ensure that he was able to exercise his right to vote.
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6 4. He was properly registered to vote in Snohomish County, and exercised his
7 right to vote without incident in the 2000 general election. I am registered at the same
8 address as Jeremy Wall and also voted without incident in 2000. In addition to my own
9 recollection that he was registered to vote in 2000, I have documentation in his Individual
10 Education Plan that indicates he registered to and is able to vote. Attached hereto as exhibit
11 B are correct copies of his Individual Education Plan with this notation. I have redacted
12 portions of this document not related to voting to protect Jeremy's privacy.
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15 5. On November 2, 2004, I gave him a ride to his designated polling location,
16 the same polling location where both he and I voted in the 2000 general election. I was able
17 to again vote without incident in the 2004 general election; my name appeared in the poll
18 book register just as it had in the 2000 election. However, when Jeremy went to sign-in as
19 he had done in 2000, he was informed that his name was not on the list of registered voters
20 and he was prevented from voting as a poll voter. He went back to the polls later that day
21 and voted by provisional ballot.
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24 5. I am unaware of why he was removed from the rolls of registered voters in
25 Snohomish County. I did not cancel or change his registration in any way. I fundamentally
26 believe in his right to vote, and want to see his vote counted in this year's election.
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DECLARATION OF NORMA WALL IN
SUPPORT OF PETITION FOR WRIT OF
MANDAMUS - 2

[N Wall DOCUMENT[1].02]

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1 DATED this 6th day of December, 2004 in Bethel Wa.
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6 Norma W. Wall
7 Norma Wall
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DECLARATION OF NORMA WALL IN
SUPPORT OF PETITION FOR WRIT OF
MANDAMUS - 3

[/N Wall DOCUMENT[1].02]

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showing the monthly income of the incapacitated person is said monthly income, excluding moneys from state or federal benefits, is over the sum of four hundred dollars per month for any three (3) consecutive months, pursuant to RCW 11.88.100.

12. **Report Re Substantial Changes.** The Guardian shall report any substantial increase in income and assets or any substantial change in the incapacitated person's condition to the Court within thirty (30) days of such substantial change.

13. **Limitation of Rights.** The Ward shall not retain the following rights: to enter into a contract, to marry or divorce, to possess a license to drive, to enter into a contract, to sue or be sued (other than through his Guardian), and to buy, sell, or lease real property.

14. **Retention of Right to Vote.** However, the Ward shall retain the right to vote.

15. **Duration of Guardianship.** This Guardianship shall continue in effect until terminated pursuant to RCW 11.88.140.

16. **Annual Report of Guardian.** The Guardian is required to file her report to the Court on the status of the person and estate of the Ward within ninety days of the one-year anniversary of the date of the Guardian's appointment. The first Annual Report shall cover the period from January 7, 1998 through December 31, 1998. At the time the Court reviews the first Annual Report, it will consider placing the matter on a two or three year reporting schedule.

17. **Persons to be Notified.** The following persons shall be advised of their right to receive special notice of all proceedings:

ORDER APPOINTING
GUARDIAN - 7 -

Roger S. Kohn
900 Third Ave. 8th Fl. 801
Seattle, WA 98101 206.429.9870

ERIC B. WATNESS

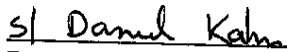
Judge / Court Commissioner

Presented by:



Roger S. Kohn, WSBA No. 14410
Attorney for Petitioner

Agreement to Entry of Order:



Daniel Kahn, WSBA
Guardian ad Litem

ORDER APPOINTING
GUARDIAN - 9 -

Roger S. Kohn
9709 Third Ave. NE, Ste 501
Seattle, WA 98115, Mo 720 9810

Student's Name Jeremy Wall	District No. 264630	School Year 2000-01	IEP Date Feb 16, 2000
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**Northshore School District #417
Individualized Education Program
Information Page**

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Student's Name: Jeremy Wall	Placement School: Bothell High School		
Neighborhood School: BHS	Age: 20	Grade: 11	Birthdate: Jan 18, 1980 Ethnic Group: W White,
Parent/Guardian: Ken & Norma Wall	Street Address: 2007 187 SE	City: Bothell	Zip: 98012
Home Phone: 425-5549	Work phone: 206-329-3090	Age of Majority (informed of rights prior to age 17) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A	
Purpose of IEP meeting: <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Review		Eligibility Category: MMR	
Is a Surrogate Parent needed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Student needs transition services? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
IEP Date Feb 16, 2000	Review Date Feb 15, 2001	Date of most recent evaluation: 6/11/98	

COMMITTEE MEMBERS PARTICIPATION (This section is used only to document individuals that participated in the meeting)			
Special Education Teacher	Barb Blakeslee and Patty Lund	Instructional Assistant	Karen Douglas
General Education Teacher	NA		
District Representative	Bob Stewart, Assistant Principal		
Student	Jeremy Wall		
Parent/Guardian	Norma Wall		
Parent/Guardian	Ken Wall		

cc: Special Education, Parent, IEP Manager/Case Manager

Student's Name	Jeremy Wall	District No.	254630	School Year	2000-01	IEP Date	Feb 16, 2000
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Northshore School District #417 Individualized Education Program

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Transition Plan

2000-2001 will be Jeremy's last year of public school since he turns 21 in January 2001. He has completed all of the academic requirements for graduation but has not fulfilled all of his transition goals so he continues to be eligible for program for this next school year. All of the goals and objectives of this IEP will be focused on his transition to post high school.

Jeremy is a credit to his parents. He presents as a well-groomed, attractive and well-spoken young man. His parents have completed almost all of the steps to prepare him for life beyond high school. He has a case manager with DDD. Parents have legal guardianship. He is registered to vote and has a draft card as well as Washington ID. Parents will now begin the process of applying for SSI. In January of next year, they should make connections with Snohomish County's Transition Specialist. Tamra Bradford, 425-388-7320, to ensure that he is getting all of the transition services to which he will be entitled as he exits the public school system.

Family is in agreement that Jeremy will be as independent as possible as an adult. They will eventually work with his caseworker to obtain supported living arrangements away from his parents' homes.

Family would eventually like to see him obtain a driver's license. He was evaluated by the University of Washington Medical Center to see if this is a realistic possibility. The recommendations of that report are that Jeremy may have to settle for a limited license but that this should not deter him from enrolling in a driving education course. Parents were informed that it will be critical for Jeremy's success that they plan to practice with him far in excess of those hours one would provide to a typically developing child. Jeremy has the right to take Driver's Education at any time during the school year. However, special education teachers teach during the summer program. In addition, Jeff Skelly, Director of Driver's Education for the District, after reading the report from University of Washington Medical Center, suggested that parents contact him directly to see if Jeremy could be put on a potential list to get any extra driving practice that might be available this summer. His phone number is 489-6375. There is a cost to Driver's Ed. that is paid by the family. Also transportation to and from the program is provided by the family.

Post high school, family's first choice for Jeremy would be to spend several years at a Junior College. Parents will arrange to visit Edmonds and Shoreline Community Colleges and speak to the Disability Counselors at each of these schools. In addition, parents can contact a mentor parent, Chris Covey, at 489-6881, because her son with disabilities is successfully enrolled in the community college program.

cc: Special Education, Parent, IEP Manager/Case Manager